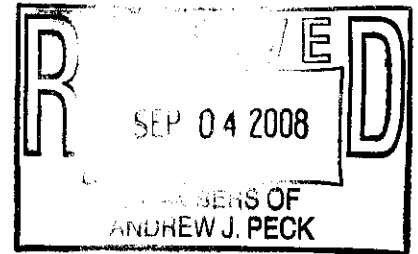


Florian Lewenstein
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Email: florianjl@gmail.com



BY FAX

August 29, 2008

Re.: 08-cv-548 (VM) (AJP)

Honorable Andrew J. Peck
United States Magistrate Judge
United States District Court
Southern District of New York
500 Pearl Street, Room 20D
New York, N.Y. 10007

MEMO ENDORSED 9/4/08

*ALL of H Lewenstein's Title VII claims are
DISMISSED.*

SO ORDERED:

[Signature]
Hon. Andrew Jay Peck
United States Magistrate Judge

Honorable Judge Peck,

I am reluctant to burden the court at this time, but I need to respond in a timely manner to Mr. Fagan's motions regarding the dismissal of certain causes of action in the above referenced complaint.

I hereby object to the dismissal of the 4th, 7th, 8th, 10th and 12th causes of action for purposes of my claims.

I further object to Mr. Fagan's motion that my claims regarding those causes of action be stayed pending the court's ruling on Defendant's motion to dismiss. Mr. Fagan misinterpreted my statement to Your Honor that I will rely on his submissions. I only referred to the response to Defendants' motion to dismiss that he had already filed with the court. It was later that I heard that he planned to voluntarily dismiss certain causes of action, and I do not agree with that.

I also wish to inform the court that I have no Title VII claims in this action.

I thank the court for its indulgence.

Sincerely,

[Signature of Florian Lewenstein]

Florian Lewenstein

Copy: Edward D. Fagan, Esq. – Teachers4Action, Inc. - Email faganlaw@gmail.com
Blanche Greenfield, Esq. – NYC Defendants - Fax 212-788-8877
Charles Moerdler, Esq. – Defendants UFT, Weingarten, Combier - Fax 212-806-6006

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

-----X	:	
Teachers4Action et al,	:	Docket No.
	:	08-cv-548 (VM)(AJP)
v.	:	
	:	
Bloomberg et al	:	
	:	
Defendants	:	
-----X	:	

**AFFIRMATION OF SERVICE
OF FLORIAN LEWENSTEIN'S OBJECTION TO EDWARD D. FAGAN'S MOTION
TO VOLUNTARILY DISMISS CERTAIN CAUSES OF ACTION**

Plaintiff Florian Lewenstein hereby declares as follows:

I have served copies of the attached objection on the following parties:

1. Edward D. Fagan, Plaintiffs' Counsel

By email to: faganlaw@gmail.com

2. Blanche Greenfield, Counsel for Defendants Bloomberg, Klein, NYC and DOE

By fax to: 212-788-8877

3. Charles Moerdler, Counsel for Defendants UFT and Betsy Combier

By fax to: 212-806-6006

DECLARATION PURSUANT TO 28 USC § 1746

I hereby declare, under penalty of perjury, that the foregoing statements are true to the best of my knowledge, information and belief.



Dated: August 29, 2008

Florian Lewenstein

FAX TRANSMITTAL SHEET



**ANDREW J. PECK
UNITED STATES MAGISTRATE JUDGE
UNITED STATES DISTRICT COURT**

Southern District of New York
United States Courthouse
500 Pearl Street, Room 1370
New York, N.Y. 10007-1312

Fax No.: (212) 805-7933
Telephone No.: (212) 805-0036

Dated: September 7, 2008

Total Number of Pages: 3

TO	FAX NUMBER
Edward D. Fagan, Esq.	646-304-6446 or 646-417-5558
Blanche Greenfield, Esq.	212-788-8877
Charles G. Moerdler, Esq.	212-806-2647
Dina Kolker, Esq.	212-806-2606
Alan M. Klinger, Esq.	212-806-7818

TRANSCRIPTION:

MEMO ENDORSED 9/4/08

All of plaintiff Lewenstein's Title VII claims are DISMISSED.

Copy to: Judge Victor Marrero